

10/17/97
U.S. PTO

FWC

REQUEST FORM FOR FILE WRAPPER CONTINUING APPLICATION
UNDER 37 CFR 1.62

Docket No. 35.C11250 Cont.I

Anticipated Classification of
this application:

Class _____ Subclass _____

Prior Application:

Examiner D. Schuberg

Group Art Unit 2507

Assistant Commissioner for Patents
Box FWC
Washington, D.C. 20231

Sir:

This is a request for filing a continuation-in-part
 continuation divisional application, under 37 CFR 1.62 of
prior Application No. 08/607,169 filed on February 26, 1996
currently entitled SCANNING OPTICAL APPARATUS

by the following currently named inventor(s):

Full Name of Sole or First Inventor Manabu Kato

Residence Kawasaki, Japan Citizenship Japan

Post Office Address c/o Canon Kabushiki Kaisha
30-2, 3-chome, Shimomaruko, Ohta-ku, Tokyo, Japan

Full Name of Second Joint Inventor, if any _____

Residence _____ Citizenship _____

Post Office Address _____

Full Name of Third Joint Inventor, if any _____

Residence _____ Citizenship _____

Post Office Address _____

Full Name of Fourth Joint Inventor, if any _____

Residence _____ Citizenship _____

Post Office Address _____

Full Name of Fifth Joint Inventor, if any _____

Residence _____ Citizenship _____

Post Office Address _____

Full Name of Sixth Joint Inventor, if any _____
Residence _____ Citizenship _____
Post Office Address _____

The above identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application. (Note: 37 CFR 1.60 may be used for applications where the prior application is not to be abandoned.)

1. Enter the amendment previously filed on _____ under 37 CFR 1.116 but unentered, in the prior application.
- 2a. A preliminary amendment is enclosed.
- 2b. The applicant presently intends to file additional papers in this case after receiving an official Filing Receipt. Should the Examiner take this case up for action before receiving such papers, it is respectfully requested that the Examiner contact the attorneys for the applicant at the telephone number shown below.
- 3a. The filing fee is calculated below on the basis of the claims existing in the prior application as amended at 1 and 2 above:

EXISTING CLAIMS				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE \$395/\$790
TOTAL CLAIMS	25 - 20	5	x \$11 \$22	110.00
INDEP. CLAIMS	5 - 3	2	x \$41 \$82	164.00
Fee for Multiple Dependent claims \$135°/\$270				
TOTAL FILING FEE -----				1,064.00

- 3b. °Verified Statement claiming small entity status is enclosed or was filed in a prior application.

3c. Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Assistant Commissioner is hereby authorized to charge any fees which may be required during the entire pendency of this application under 37 CFR 1.16 and 1.17, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate copy of this form is enclosed.

4a. A check in the amount of \$1,064.00 is enclosed.

4b. The filing fee will be supplied later.

5. Since this application is a continuation-in-part which discloses and claims additional matter, a new oath or declaration is included will be supplied later.

6. Amend the specification by inserting before the first line the sentence: --This application is a continuation-in-part continuation division, of Application No. 08/607,169 filed February 26, 1996, now abandoned.--

7. Priority of the following application(s) is claimed under 35 U.S.C. 119:

<u>Country</u>	<u>Application No.</u>	<u>Filed (Mo., Day & Yr.)</u>
Japan	7-66991	February 28, 1995
Japan	8-46741	February 8, 1996

8. The prior application is assigned of record to:

Canon Kabushiki Kaisha

9. The power of attorney in the prior application is to:

Joseph M. Fitzpatrick (Registration No. 17,398), Lawrence F. Scinto (Registration No. 18,973), William J. Brunet (Registration No. 20,452), Robert L. Baechtold (Registration No. 20,860), John A. O'Brien (Registration No. 24,367), John A. Krause (Registration No. 24,613), Henry J. Renk (Registration No. 25,499), Peter Saxon (Registration No. 24,947), Anthony M. Zupcic (Registration No. 27,276), Charles P. Baker (Registration No. 26,702), Stevan J. Bosses (Registration No. 22,291), Edward E. Vassallo (Registration

No. 29,117), Ronald A. Clayton (Registration No. 26,718), Lawrence A. Stahl (Registration No. 30,110), Laura A. Bauer (Registration No. 29,767), Leonard P. Diana (Registration No. 29,296), David M. Quinlan (Registration No. 26,641), Nicholas N. Kallas (Registration No. 31,530), William M. Wannisky (Registration No. 28,373), Lawrence S. Perry (Registration No. 31,865), Robert H. Fischer (Registration No. 30,051), Christopher Philip Wrist (Registration No. 32,078), Gary M. Jacobs (Registration No. 28,861), Michael K. O'Neill (Registration No. 32,622), Bruce C. Haas (Registration No. 32,734), Scott K. Reed (Registration No. 32,433), Scott D. Malpede (Registration No. 32,533), Fredrick M. Zullow (Registration No. 32,452), Richard P. Bauer (Registration No. 31,588), Warren E. Olsen (Registration No. 27,290), Abigail F. Cousins (Registration No. 29,292), Steven E. Warner (Registration No. 33,326), Thomas J. O'Connell (Registration No. 33,202), David L. Schaeffer (Registration No. 32,716), Jack S. Cubert (Registration No. 24,245), Mark A. Williamson (Registration No. 33,628), Jean K. Dudek (Registration No. 30,938), Raymond R. Mandra (Registration No. 34,382), Dominick A. Conde (Registration No. 33,856), Pasquale A. Razzano (Reg. No. 25,512), John W. Behringer (Registration No. 23,086), Robert C. Kline (Registration No. 17,739), Mark J. Itri (Registration No. 36,171), Michael P. Sandonato (Registration No. 35,345), Jack M. Arnold (Registration No. 25,823), John D. Carlin (Registration No. 37,292), Daniel S. Glueck (Registration No. 37,838), Joseph W. Ragusa (Registration No. 38,586), Brian L. Klock (Registration No. 36,570), Anne M. Maher (Registration No. 38,231), William J. Zak, Jr. (Registration No. 38,668), Thomas D. Pease (Registration No. 35,317), Bruce M. Wexler (Registration No. 35,409), and Robert S. Mayer (Registration No. 38,544).

10. Recognize as Associate Attorneys:

Errol B. Taylor (Registration No. 39,853), Matthew J. Golden (Registration No. 35,161), Sean W. O'Brien (Registration No. 37,689), Dolores A. Moro-Grossman (Registration No. 33,972), T. Thomas Gellenthien (Registration No. 39,683), Douglas Sharrott (Registration No. 39,832), Gordon F. Sieckmann (Registration No. 28,667), Jay H. Anderson (Registration No. 38,371), Nandu A. Talwalkar (Registration No. 41,339), Paul A. Pysher (Registration No. 40,780), Joseph G. Swan (Registration No. 41,338), Kenneth Crimaldi (Registration No. 40,968), Shu Muk Lee (Registration No. 41,147), Kathryn Sieburth (Registration No. 40,072), Lee A. Goldberg (Registration No. 38,894), and Leisa M. Smith (Registration No. 39,378).

11. Also enclosed:

12. Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below listed address.

13. Address all future communications to:

Fitzpatrick, Cella, Harper & Scinto
277 Park Avenue
New York, N.Y. 10172

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Dated: October 17, 1997


Richard P. Bowen

Attorney for Applicant

Reg. No. 31,588

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